AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

ORIGINAL

FILED
2013 JAN -2 A 11:34
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

BY: ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT ☐ SUPERSEDING

Name of District Court, and/or Judge/Magistrate Location

NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

OFFENSE CHARGED

18 U.S.C. § 641 - Count One: Theft of Government Property

☐ Petty
☐ Minor
☒ Misdemeanor
☐ Felony

PENALTY: Class A Misdemeanor
Maximum Imprisonment: 1 year / Supervised Release: 1 year
Maximum Fine: $100,000
Mandatory Special Assessment: $25
Criminal Forfeiture

DEFENDANT

DARMETRA D. DALTON

DISTRICT COURT NUMBER

CR 13 001 MAG

PROCEEDING

Name of Complaintant Agency, or Person (& Title, if any)

Social Security Administration

☐ person is awaiting trial in another Federal or State Court, give name of court

☐ this person/proceeding is transferred from another district per (circle one) FRCrp 20, 21, or 40. Show District

☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of: ☐ U.S. ATTORNEY ☐ DEFENSE } SHOW DOCKET NO.

☐ this prosecution relates to a pending case involving this same defendant

☐ prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under } MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on this form: MELINDA HAAG

☒ U.S. Attorney ☐ Other U.S. Agency

Name of Assistant U.S. Attorney (if assigned): Heather M. Melton (SAUSA)

DEFENDANT

IS *NOT* IN CUSTODY

1) ☒ Has not been arrested, pending outcome this proceeding. If not detained give date any prior summons was served on above charges ▶

2) ☐ Is a Fugitive

3) ☐ Is on Bail or Release from (show District)

IS IN CUSTODY

4) ☐ On this charge

5) ☐ On another conviction } ☐ Federal ☐ State

6) ☐ Awaiting trial on other charges

If answer to (6) is "Yes", show name of institution

Has detainer been filed? ☐ Yes ☐ No } If "Yes" give date filed

DATE OF ARREST ▶ Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED TO U.S. CUSTODY ▶ Month/Day/Year

☐ This report amends AO 257 previously submitted

ADDITIONAL INFORMATION OR COMMENTS

PROCESS:

☒ SUMMONS ☐ NO PROCESS* ☐ WARRANT Bail Amount:

If Summons, complete following:
☐ Arraignment ☒ Initial Appearance

** Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment*

Defendant Address:

3823 Brookdale Ave., Oakland, California 94619

Date/Time: 1/28/13 at 9:30 a.m. Before Judge: Corley, 15th Fl, Rm. F

Comments: Federal Public Defender Located on the 19th Floor

MELINDA HAAG (CABN 132612)
United States Attorney

FILED
2013 JAN -2 A 11: 35
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. DARMETRA D. DALTON, Defendant.	NO. CR 13 0001 MAG VIOLATION: 18 U.S.C. § 641 – Theft of Government Property (Class A Misdemeanor); 18 U.S.C. § 981(a)(1)(C), 28 U.S.C. § 2461(c) – Criminal Forfeiture SAN FRANCISCO VENUE

INFORMATION

The United States Attorney charges:

COUNT ONE: (18 U.S.C. § 641 – Theft of Government Property)

1. Beginning in or about June 2007 and continuing until in or about December 2009, in the Northern District of California and elsewhere, the defendant,

DARMETRA D. DALTON,

did knowingly and willfully (1) embezzle, steal, purloin, and convert to her own use things of value of the United States and a department and agency thereof, namely Social Security Administration benefits and (2) receive, conceal, and retain the same with the intent to convert it to her use and gain, knowing it to have been embezzled, stolen, purloined, and converted, in violation of Title 18, United States Code, Section 641.

FORFEITURE ALLEGATION: (18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c))

2. The allegations contained in Count One of this Information are hereby realleged and incorporated by reference for the purpose of alleging forfeiture pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c).

3. Upon conviction of the offense alleged in Count One of this Information, the defendant,

DARMETRA D. DALTON,

shall forfeit to the United States of America pursuant to Title 18, United States Code, Section 981(a)(1)(C) and Title 28, United States Code, Section 2461(c), any property, real or personal, which constitutes or is derived from proceeds traceable to the offense.

4. If any of the property described above, as a result of any act or omission of the defendant:

a. cannot be located upon the exercise of due diligence;

b. has been transferred or sold to, or deposited with, a third party;

c. has been placed beyond the jurisdiction of the court;

d. has been substantially diminished in value; or

e. has been commingled with other property which cannot be divided without difficulty;

the United States of America shall be entitled to forfeiture of substitute property pursuant to

//

//

//

//

//

//

//

//

Title 21, United States Code, Section 853(p), as incorporated by Title 28, United States Code, Section 2461(c).

DATED: JANUARY 2, 2013

MELINDA HAAG
United States Attorney

DOUG SPRAGUE
Chief, Economic Crimes and Securities Fraud

Approved as to form:

HEATHER M. MELTON
Special Assistant United States Attorney